

CLERK'S MINUTES OF ARRAIGNMENTDate 08/29/2005 Judge TORGERSON Clerk Mary Lou GonzalesUSA vs. DANA JARVIS Crim. No. 05-1849 JHDeft. present with/without counsel JUDITH ROSENSTEIN, CJA
Name Apptd/Retd
U.S. represented by JAMES BRAUN AUSADeft. not present _____ Marshal called for Deft. in hallway: Yes/No
Bench warrant issued _____ Bond forfeited _____
Interpreter present: _____ Name of Interpreter _____
Interpreter Used: _____ Interpreter Sworn: _____**COURT ASKED THE DEFENDANT:** Name Dana Emerson Jarvis SS# 9473
 DOB 1950 Tel. No. _____
 Residence Address _____
 Extent of education/schooling junior collegeY (N) Whether he is currently or has been recently under the care of a physician or psychiatrist; if he has been hospitalized or treated for narcotic addiction(Y) N Whether he has received a copy of the Indictment(Y) N Whether he has had time to consult with attorney regarding penaltiesY (N) Whether he wants Indictment read in open court(Y) N Whether he will waive reading of Indictment(Y) N Whether he is ready to pleadX Defendant entered plea of not guilty to all counts Defendant entered plea of not guilty to count Nos. _____X Matter referred to USDCX Counsel ordered to file any motions by 9/205 _____X Case assigned to: **HERRERA**X Trial set on trailing docket TO BE NOTIFIED _____ Defendant requested psychiatric examination. Instructed to file motion in USDCX Bond set/continued at DEFT REMAINS IN CUSTODY _____ Previous bond motion denied; advised to file bond appeal in USDC Unseal Case Penalty for failure to appear explainedX Discovery Order Distributed (e-filed) First Appearance of Defendant MAG. TAPE NO. 05-23 ACT @ 287 _____

Court advises deft he must either retain counsel or reimburse the gov't for services and fees rendered by the court appointed attorney. Court takes judicial notice of the Pre-Trial Services Report. Based on deft's past failures to appear on traffic citations and the use of aliases on state issued driver's licenses, the Court finds by a preponderance of the evidence the deft is a flight risk.

The Court also finds that deft has not overcome the rebuttable presumption and finds by clear and convincing evidence that the deft is a danger to any other person or the community. Court remands deft Jarvis to the custody of the U.S. Marshal pending final disposition.